

ENVIRONMENTAL PROTECTION AGENCY
NATIONAL ENFORCEMENT INVESTIGATIONS CENTER
OFFICE OF CRIMINAL INVESTIGATIONS
KANSAS CITY RESIDENT OFFICE
726 Minnesota Avenue
Kansas City, Kansas 66101

File
15X

DATE: November 14, 1988

11/22/88 Morley
advises that follow-up
is already underway.

MEMORANDUM

FROM: William J. Hare, Special Agent
Kansas City Resident Office

TO: Gregory T. Spalding, Resident Agent-in-Charge
Kansas City Resident Office

RE: Rose Chemical/Possible Contamination of Storage Units in
Warrensburg, Missouri

ATC

| | |
|--------|-------------|
| Site: | NAKTHA ROSE |
| ID #: | 40188653069 |
| Break: | 11.5 |
| Other: | 11/14/88 |

On November 14, 1988, the Office of Criminal Investigations received information from Region VII employee, Ruben McCullers, concerning the Warrensburg Boat and Mini Storage located on Highway 13 North in Warrensburg, Missouri. The rental storage units are owned by [REDACTED] with Unit Number 23 having been rented to Mrs. Dwight Thomas (Roxie Thomas) from 1985 through July-August, 1988. Mr. McCullers explained that information had surfaced from the Rose Chemical criminal investigation alleging that Dwight Thomas possibly stored a piece of polychlorinated biphenyls (PCB) contaminated equipment at the mini storage facility in Warrensburg, Missouri.

Thomas is alleged to have possibly stored a shredder device at the storage facility. The shredder was formerly used at Rose Chemical to shred PCB capacitor cores and is very possibly contaminated with PCB material. On November 14, 1988, Special Agent William Hare contacted Vicki Hunt at her work number (816/747-5925) and was advised that Unit Number 23 was rented by Mrs. Dwight Thomas from 1985 through July-August, 1988, and is currently rented to a [REDACTED]. Mrs. Hunt advised that [REDACTED] is on vacation in Colorado and that she is attempting to contact him through his employer, to acquire his permission to inspect the unit.

On November 14, 1988, Special Agent William Hare conferred with AUSA Dan Stewart concerning the aforementioned details. AUSA Stewart advised that he has recently written a letter to Dwight Thomas' attorney (Susan Elliott) asking for information from her client regarding the location of the shredder piece of equipment which EPA has been unable to locate. AUSA Stewart advised Special Agent Hare that he considered any possible contamination of the storage facility in Warrensburg an administrative, and not a criminal, matter. AUSA Stewart suggested that EPA follow-up on the Hunt's offer for a consent inspection of their storage unit, in an effort to determine if there was any contamination.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
726 MINNESOTA AVENUE
KANSAS CITY, KANSAS 66101

RECEIVED

MAY 16 1989

SUPERFUND BRANCH

MAY 12 1989

MEMORANDUM

SUBJECT: Alleged Burial of PCB Contaminated Capacitor Insulators

FROM: Carl M. Walter
Chief, Toxic and Pesticides Branch

TO: Mike Sanderson
Chief, Superfund Branch

CE Sanderson for

The attached memo from Ruben McCullers to Martha Steincamp was referred to me for consideration.

Although the allegations, if proven, would be a TSCA violation, I believe that due to the Rose Chemical Company bankruptcy situation this should receive consideration as a possible superfund site.

Capacitor insulators are usually found to be no more than 2 feet long and more commonly about 6 inches in length and 2-3 inches wide. They are made of glass or porcelain materials.

If we may be of any further assistance, please advise.

Attachment

cc: Steincamp
McCullers

May 4, 1989

MEMORANDUM

FROM: Ruben McCullers
Civil Investigator *Ruben B Mc Cullers*

TO: Martha Steincamp
Regional Counsel

RE: ANOTHER OFF SITE PCB CONTAMINATION BY ROSE

Going through some Rose Records that we recently received from Black & Veatch, I found a file concerning shipment of capacitor insulators to the "municipal landfill", listing the dates of each shipment and the warehouse number of each insulator container.

As you know capacitor insulators processed under the Rose alternate disposal method must be cleaned to a very low level. I think you also are aware that we believe Rose falsified sample analyses and that we have some of the original true analyses. This includes some capacitor insulators.

I compared the landfill file to the falsified labs and found that on approximately 25 of the shipments to the landfill contaminated insulators were buried. There were approximately 233 insulator containers that were not properly cleaned before disposal ranging in contamination from slightly higher than the Rose level of less than 1 mg/? to over 1000 mg/?.

Information from earlier interviews indicated that the "local municipal landfill" was Tony's of Warrensburg. If these records are true we need to inform Superfund about the possibility of another site to assess.

If you have any questions, please call me at 426-6179.

cc: Greg Spaulding
OCI

Steve Kiser

**ENVIRONMENTAL PROTECTION AGENCY
NATIONAL ENFORCEMENT INVESTIGATIONS CENTER
OFFICE OF CRIMINAL INVESTIGATIONS
KANSAS CITY RESIDENT OFFICE
726 Minnesota Avenue
Kansas City, Kansas 66101**

DATE: December 8, 1988

MEMORANDUM

SUBJECT: Possible Off-Site PCB Contamination
RE: Martha C. Rose Chemical Company
Case # 85(s)-VII-6-1 (15X)

FROM: Gregory T. Spalding, RAC. *GIS.*
Kansas City Resident Office, Region VII

TO: Robert L. Morby, Branch Chief
Superfund Branch, Region VII

RECEIVED
DEC 09 1988
SUPERFUND BRANCH

Please find attached to this correspondence information which was supplied to this office by Ruben McCullers, RCRA Compliance, Region VII. Based on this office's probing and commitment to follow-up on allegations of any off-site polychlorinated biphenyls (PCB) dumping which may be attributed to the Martha C. Rose Chemical Company operations, it is requested that Superfund assist us in this endeavor. Please advise of whatever actions you deem appropriate.

Thank you for your continued cooperation in these matters.

ATTACHMENT

JOHN ASHCROFT

Governor

FREDERICK A. BRUNNER

Director



STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

DIVISION OF ENVIRONMENTAL QUALITY

P.O. Box 176
Jefferson City, MO 65102

Division of Energy
Division of Environmental Quality
Division of Geology and Land Survey
Division of Management Services
Division of Parks, Recreation,
and Historic Preservation

October 13, 1988

Mr. Ruben McCullers
RCRA Branch, EPA Region VII
716 Minnesota Ave.
Kansas City, KS 66101

RE: Mary Logan, Rt. 3, Box 1650, Holden, Mo. 64040 (816)732-6381

Dear Mr. McCullers:

In response to your request of September 2, 1988, the following information is submitted for your perusal investigating the complaint of [REDACTED]. Enclosed please find copies of the spill report and telephone conversation concerning [REDACTED] complaint of possible PCB contamination of her property from the Rose Chemical Company in Holden, Missouri.

[REDACTED] said she purchased the property from [REDACTED] who has subsequently relocated. Allegedly, Mr. Miller allowed disposal of contaminated waste at an unknown location on his property (information obtained from neighbors). [REDACTED] said she had five (5) horses, one of which was previously sick and died approximately in late July; no autopsy was performed. Recently she took two (2) other horses to the University of Missouri Equine Center in Columbia, Missouri, where a veterinarian, Dr. Tritschler, diagnosed possible liver damage; no biological samples were taken and no analytical data were obtained. Dr. Tritschler said one of the horses had lesions on its muzzle which resembled symptoms of some allergic reaction and the other horse had jaundiced eyes. [REDACTED] said a neighbor who keeps horses adjacent to her property but upgradient of her pasture told her none of his animals are sick.

Should you have further questions or if I may be of assistance, you may contact me at 314/751-7929.

Sincerely,

DIVISION OF ENVIRONMENTAL QUALITY

Ron Sheeley
Ron Sheeley
Environmental Emergency Specialist
Laboratory Services Program

RS:tz

Enclosures

RECEIVED

OCT 19 1988

IOWA SECTION

MISSOURI DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL EMERGENCY RESPONSE REPORT

Distribution:
KCRO

09018-MTR-1015
Spill Number
09/02/88
Date Closed

County: JOHNSON
08/31/88 RS3
Initials

Dist. Date: / /

11:40
Time

REPORTER CODE: EPA

TYPE (X-CODE): Other Incidents - Other

| NAME | ORGANIZATION | ADDRESS | PHONE |
|-----------------------------------|----------------|------------|-------|
| EER Called by A: MARK ROBERTS | EPA REGION VII | | - - 0 |
| Reported to A by B: [REDACTED] | | [REDACTED] | |
| Reported to B by C: [REDACTED] | | [REDACTED] | - - 0 |

RESPONSIBLE PARTY

COMPANY: ROSE CHEMICAL CONTACT NAME:
STREET: CITY/COUNTY: HOLDEN
STATE: MO ZIP: TELEPHONE - AREA CODE: 0 7 DIGIT: - 0

Actual Spill? N Incident Type: Other Project No:
Incident Date: 07/30/88 Time: : 0 Discovery date: 09/01/88 Time: : 0
Incident Location: [REDACTED]
Incident City: HOLDEN Incident County: JOHNSON State: MO
Primary Mat. Involved: Unknown Amt. Spilled: 0 unknown qty
Exact Name or Other Materials Involved: POSSIBLE PCB CONT.

SUMMARY INFORMATION

INCIDENT DESCRIPTION

HORSES SICK & 1 DEAD.
POSSIBLE PASTURE CONTAMIN
ATION FROM ROSE CHEM.
DISPOSAL ACTIVITY.

INCIDENT RESPONSE

REFERRED TO RUBEN
MCCULLERS, RCRA
BRANCH, EPA REGION
VII.

Notifications:

GEORGE HESS, EPA REGION VII
RUBEN MCCULLERS, RCRA BRANCH EPA, REGION VII, 913/236-2887

RESPONDING AGENCY: NONE
ON-SCENE RESPONSE?: (Y/N) : N
BY:

DUTY OFFICER: RON SHEELEY

Ron Sheeley
signature

Incident Description and Response:

Additional Information:

VETS FROM MU DIAGNOSED LIVER DAMAGE FROM 2 HORSES AND ADVISED [REDACTED] TO REMOVE HORSES FROM PASTURE; VET IS DR. TRITSCLER, 314/449-3121, MU EQUINE CENTER, COLUMBIA, MO. FIRST HORSE DIED ON 07/30/88. VET UNABLE TO DETERMINE TOXICANT (NO BIOPSY).

DIRECTIONS TO SITE FROM K.C.: TAKE KINGSVILLE EXIT OFF OF HWY. 50 TO HWY. W TO HWY. 58. 60 E. ON HWY. 58 [REDACTED]
[REDACTED]
[REDACTED]

DEPARTMENT OF NATURAL RESOURCES
Division of Environmental Quality

1315

TELEPHONE OR CONFERENCE RECORD

File Johnson Co. - Spec # 09018-MTE-1015

Date

9/2/88

TELEPHONE

CONFERENCE

Incoming ()

Field ()

Outgoing (X)

Office ()

SUBJECT [REDACTED] - POSSIBLE PCB CONTAMIN.
From Rose Chemical

PERSONS INVOLVED

Name

Representing

George Hess

EPA VII

RUBEN McCOLLERS, (Retired of Rose Chem Employees)

EPA REG. Office; TSCA 913/236-2887

Steve Kinser (Remedial Action Project Leader) (works for Bob Monby)

913/236-2856

GREG SPAULDING (CRIM. INV. BRANCH)

913/236-2800

SUMMARY OF CONVERSATION

George said he was no longer actively involved with Rose but gave me 3 numbers of other EPA personnel with pertinent info. (above). George was in the HOLDEN AREA LAST WEEK SAMPLING THE WESLEY CHAPEL ROAD A COUPLE OF MILES W OF HOLDEN

[REDACTED] MAY HAVE SEEN EPA THEN. & BECAME [REDACTED]

Mr. Ruben McCollers said he had no listing of [REDACTED] as a former employee of Rose Chemical, but that didn't mean he was not one. He said to put the info. in a letter and send it to him and he would turn it over to their criminal investigation branch: RUBEN McCOLLERS

RCRA BRANCH, EPA REGION VII

726 MINNISOTA AVE.

KANSAS CITY, KS

RESULTS

Ron Shealey

Signature